

810-5-75-.48 Title Procedures - Defining "Junk", "Parts Only" and "Scrap" Vehicles and Requiring Notice.

(1) Section 32-8-87(j), Code of Alabama 1975, as amended, prohibits the issuance of a certificate of title for any motor vehicle for which a "junk" certificate has been issued or for a vehicle which is sold "for parts only". Equivalent certificates of title from other states such as, but not limited to, a certificate of destruction, a permit to dismantle or a non-rebuildable branded title shall also be considered junk.

(2) Any motor vehicle for which a certificate has been issued by any State with the notation of junk, parts car, parts only, non-rebuildable, or bills-of-sale issued for transfer of the vehicle which contain this information shall be considered to be a "junk" vehicle and shall not be **titled** in this State.

(3) In addition, no certificate of title may be issued for any motor vehicle where the frame or the majority of the major component parts, as defined in Section 32-8-87, Code of Alabama 1975, were obtained from a "junk" vehicle as defined in this rule.

(4) Except as provided in **paragraph Section** (5) of this rule, every licensed automotive dismantler and parts recycler or secondary metals recycler, **in this state**, who acquires a motor vehicle for the purpose of dismantling it or recycling it into metallic scrap for remelting purposes or any person who crushes a motor vehicle acquired from anyone other than a licensed automotive dismantler and parts recycler or secondary metals recycler shall be required to take the following actions prior to crushing the motor vehicle or dismantling it or recycling it into metallic scrap for remelting purposes:

(a) Obtain the properly assigned certificate of title, and

(b) Electronically transmit the following information through the Department's Motor Vehicle Title Registration Insurance Portal (MVTRIP):

1. Name and address of the licensed automotive dismantler and parts recycler, secondary metals recycler or person who crushes a motor vehicle acquired from anyone other than a licensed automotive dismantler and parts recycler or secondary metals recycler,

2. Date of acquisition,

3. Vehicle Identification Number (VIN),

4. Title number and state of issuance,

5. Year,

6. Make,

7. Model, and

8. Odometer reading (for vehicles not exempt from federal odometer certification disclosure requirements).

The department will provide and utilize a real-time online system to validate the vehicle and title information and verify that the vehicle is not reported as stolen. Upon completing the real-time online verification and validation, the Department will immediately provide an electronic confirmation receipt with a unique confirmation number.

(5) Every licensed automotive dismantler and parts recycler or secondary metals recycler, **in this state**, who acquires a motor vehicle, twelve or more model years old, for the purpose of dismantling or recycling it into metallic scrap shall complete form MVT 5-18 whenever the owner or authorized agent of the owner did not obtain a certificate of title in his or her name.

(a) The following information shall be provided on form MVT 5-18:

1. Statement that the motor vehicle shall never be titled again and it must be dismantled or scrapped,

2. Printed name of the seller,

3. Signature of seller and date signed,

4. Printed name of authorized agent of seller (if applicable),

5. Signature of authorized agent of seller and date signed (if applicable),

6. Seller's driver's license number or identification number and state of Issuance,

7. Certification by the seller that the seller is lawfully in possession of the motor vehicle and the seller is the current owner of the motor vehicle and the seller never obtained a title to the vehicle in his or her name,

8. Name and address of the licensed automotive dismantler and parts recycler or secondary metals recycler,

9. Printed name of business agent,

10. Signature of business agent and date signed,

11. National Motor Vehicle Title Information System (NMVTIS) ID number assigned to the licensed automotive dismantler and parts recycler or secondary metals recycler,

12. Date of acquisition,

13. Vehicle Identification Number (VIN),

14. Year,

15. Make,

16. Model, and

17. License plate number and state of issuance of any vehicle transporting the motor vehicle being sold.

(b) Upon completion of form MVT 5-18, the licensed automotive dismantler and parts recycler or secondary metals recycler shall electronically transmit the information in subsection (a) through the Department's Motor Vehicle Title Registration Insurance Portal (MVTRIP). The Department will, upon receipt of the information required in subsection (a), utilizing a real-time online system, verify that no lien has been recorded on the motor vehicle in the past five years, that there are no pending electronic notices of lien filed within the last five years and that the motor vehicle is not reported as stolen. Upon verification, the Department will immediately provide an electronic confirmation receipt with a unique confirmation number.

(6) The fee per electronic transmittal, as provided for in ~~paragraphs~~ **Sections (4) and (5)**, shall be the amount as specified by Section 32-8-87(t), Code of Alabama 1975. In lieu of a per transmittal charge, an automotive dismantler and parts recycler or secondary metals recycler may pay an annual fee as specified by Section 32-8-87(t), Code of Alabama 1975, for all transmittals made during a fiscal year. The fiscal year begins October 1st and ends the following September 30th. The annual fee shall be applicable for each location or licensee.

(7) Every automotive dismantler and parts recycler and secondary metals recycler shall maintain the original signed documents as provided under this rule for a period of not less than five years.

(8) An automotive dismantler and parts recycler or secondary metals recycler, located outside of Alabama, who acquires a motor vehicle and the properly assigned Alabama certificate of title for the purpose of dismantling the motor vehicle or recycling it into metallic scrap may, upon proper registration and payment of the fee(s) as specified in Section 6 of this rule, utilize the Department's Motor Vehicle Title Registration Insurance Portal (MVTRIP) to provide the information as specified in Section 4(b) of this rule.

(9) Any transaction that is not successfully completed within 3 days from the initial filing date shall be voided and a new transaction must be initiated and completed to comply with the requirements of Section 32-8-87, Code of Alabama 1975.

(10) A motor vehicle that has previously been successfully reported as scrap through the Department's Motor Vehicle Title Registration Insurance Portal (MVTRIP) shall not be required to be reported again by a party who has subsequently acquired the motor vehicle for the purpose of dismantling the motor vehicle or recycling it into metallic scrap. A copy of the receipt, as provided for in Section 4 or 5 of this rule, shall serve as evidence that the motor vehicle has previously been successfully reported as scrap.

(8) (11) The requirement of obtaining a salvage title in accordance with Section 32-8-87, Code of Alabama 1975, shall not be affected by this rule.

Author: Mike Gamble

Authority: Section 40-2A-7(a)(5) and 32-8-3(b)(3), Code of Alabama 1975

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